

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

v.

ROBERT ISAIAH MARSHALL,

Defendant.

2:20-CR-023-KJD-DJA

**Preliminary Order of Forfeiture**

This Court finds Robert Isaiah Marshall pled guilty to Count One of a One-Count Criminal Indictment charging him with felon in possession of a firearm in violation of 18 U.S.C. § 922(g)(1). Criminal Indictment, ECF No. 13; Change of Plea, ECF No. 27; Plea Agreement, ECF No. 28.

This Court finds Robert Isaiah Marshall agreed to the forfeiture of the property set forth in the Plea Agreement and the Forfeiture Allegation of the Criminal Indictment. Criminal Indictment, ECF No. 13; Change of Plea, ECF No. 27; Plea Agreement, ECF No. 28.

This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (b)(2), the United States of America has shown the requisite nexus between property set forth in the Plea Agreement and the Forfeiture Allegation of the Criminal Indictment and the offense to which Robert Isaiah Marshall pled guilty.

The following property is any firearm or ammunition involved in or used in any knowing violation of 18 U.S.C. § 922(g)(1), and is subject to forfeiture pursuant to 18 U.S.C. § 924(d)(1) with 28 U.S.C. § 2461(c):

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1           1.       a Taurus, model PT111, 9mm, semi-automatic pistol bearing serial number  
2                   TKZ56902; and

3           2.       any and all ammunition

4 (all of which constitutes property).

5           This Court finds that the United States of America may amend this order at any time  
6 to add subsequently located property or substitute property to the forfeiture order pursuant  
7 to Fed. R. Crim. P. 32.2(b)(2)(C) and 32.2(e).

8           This Court finds the United States of America is now entitled to, and should, reduce  
9 the aforementioned property to the possession of the United States of America.

10          NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND  
11 DECREED that the United States of America should seize the aforementioned property.

12          IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all possessory  
13 rights, ownership rights, and all rights, titles, and interests of Robert Isaiah Marshall in the  
14 aforementioned property are forfeited and are vested in the United States of America and  
15 shall be safely held by the United States of America until further order of the Court.

16          IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States  
17 of America shall publish for at least thirty (30) consecutive days on the official internet  
18 government forfeiture website, [www.forfeiture.gov](http://www.forfeiture.gov), notice of this Order, which shall  
19 describe the forfeited property, state the time under the applicable statute when a petition  
20 contesting the forfeiture must be filed, and state the name and contact information for the  
21 government attorney to be served with the petition, pursuant to Fed. R. Crim. P. 32.2(b)(6)  
22 and 21 U.S.C. § 853(n)(2).

23          IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual  
24 or entity who claims an interest in the aforementioned property must file a petition for a  
25 hearing to adjudicate the validity of the petitioner's alleged interest in the property, which  
26 petition shall be signed by the petitioner under penalty of perjury pursuant to 21 U.S.C. §  
27 853(n)(3) and 28 U.S.C. § 1746, and shall set forth the nature and extent of the petitioner's

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1 right, title, or interest in the forfeited property and any additional facts supporting the  
2 petitioner's petition and the relief sought.

3 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any,  
4 must be filed with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas,  
5 Nevada 89101, no later than thirty (30) days after the notice is sent or, if direct notice was  
6 not sent, no later than sixty (60) days after the first day of the publication on the official  
7 internet government forfeiture site, [www.forfeiture.gov](http://www.forfeiture.gov).

8 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the  
9 petition, if any, shall be served upon the Asset Forfeiture Attorney of the United States  
10 Attorney's Office at the following address at the time of filing:

11 Daniel D. Hollingsworth  
12 Assistant United States Attorney  
13 James A. Blum  
14 Assistant United States Attorney  
501 Las Vegas Boulevard South, Suite 1100  
Las Vegas, Nevada 89101.

15 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice  
16 described herein need not be published in the event a Declaration of Forfeiture is issued by  
17 the appropriate agency following publication of notice of seizure and intent to  
18 administratively forfeit the above-described property.

19 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Clerk send  
20 copies of this Order to all counsel of record.

21 DATED September 18, 2020.

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24   
25 HONORABLE KENT J. DAWSON  
26 UNITED STATES DISTRICT JUDGE  
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**CERTIFICATE OF SERVICE**

A copy of the foregoing was served upon counsel of record via Electronic Filing on September 17, 2020.

/s/ Brian Whang  
BRIAN WHANG  
Assistant United States Attorney